

REMARKS/ARGUMENTS

Upon entry of this Amendment, which amends claim 46, and cancels claims 11-22 and 33-44, claims 1-10, 23-32 and 45-48 will be pending. In the Office Action, claim 46 was objected to because of informalities and claims 1-10, 23-32 and 45-48 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Strisower (U.S. Patent No. 5,809,482) in view of Meissner et al., (U.S. Patent No. 5,779,546, hereinafter "Meissner"), Rowe et al., (U.S. Patent Application No. 2002/0039921, hereinafter "Rowe"), and Scibetta (U.S. Patent No. 6,626,433). Applicants respectfully traverse the rejections and request withdrawal of the rejections in view of the remarks below.

Allowable Subject Matter

Applicants respectfully thank the Examiner for the indication of allowable subject matter for claims 45-46 and 48.

Objections

Claim 46 was objected to because of informalities. In response, Applicants have amended claim 46 to read "display monitor" per the Examiner's suggestion.

Section 103 Rejections

The rejection stated that Strisower does not explicitly disclose depicting the player position on a display, however, support for depicting play position and display is found in the teaching of Scibetta in Fig. 9 and col. 10, lines 27-29. Applicants respectfully traverse the rejection. The present application is a continuation in part of U.S. Patent No. 6,672,589 ('589 patent), which was filed on December 1, 1999. Scibetta is a continuation in part of U.S. Patent No. 6,220,597 ('597 patent), which was filed on February 22, 2000. Accordingly, the '589 patent has a priority date earlier than the earliest priority date in which Scibetta can claim. If information claimed in the current Application is supported in the '589 patent, then that information claimed in the present Application should be given in the priority date of December

Appl. No. 10/690,099
Amdt. dated August 30, 2005
Amendment under 37 CFR 1.116 Expedited Procedure
Examining Group 3713

PATENT

1, 1999. As shown in at least Fig. 2 and described at least in col. 3, lines 33-45, player positions are depicted on a display. Scibetta is cited as disclosing player positions on a display.

Accordingly, the element Scibetta is cited as disclosing is supported in the '589 patent, and the element should be given a priority before Scibetta. Thus, Applicants submit that Scibetta should be removed as a reference in the rejection of claims 1, 23, and 47. Claims 2-10 depend from claim 1; claims 24-32 depend from claim 23; and thus, derive patentability at least therefrom. Accordingly, Applicant respectfully request withdrawal of the rejections.

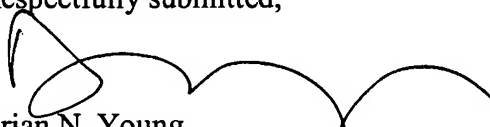
CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance and an action to that end is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,

Dated: 8/31/08


Brian N. Young
Reg. No. 48,602

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415-576-0300
BNY: fcr
60534790 v1